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Attorneys for Plaintiff BACKGRID USA, INC.

**UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA**

BACKGRID USA, INC., a California  
corporation,

Plaintiff,

v.

FASHION NOVA, INC.,

Defendant.

) Case No. 2:19-cv-01476-PLA

) **PROOF OF SERVICE**

**TUCKER ELLIS LLP**

♦ Chicago ♦ Cleveland ♦ Columbus ♦ Houston ♦ Los Angeles ♦ San Francisco ♦ St. Louis

POS-010

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address) <b>TUCKER ELLIS LLP</b> Brian K. Brookey, Esq. (SBN 149522); Steven E. Lauridsen, Esq. (SBN 125080) 515 South Flower Street, Forty-Second Floor Los Angeles, California 90071-2223 TELEPHONE NO. (213) 430-3400 FAX NO. (Optional) (213) 430-3409 E-MAIL ADDRESS (Optional): brian.brookey; steven.lauridse@tuckerellis.com ATTORNEY FOR (Name): Plaintiff BACKGRID USA, INC.	<b>FOR COURT USE ONLY</b>
<b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF [USDC]</b> STREET ADDRESS MAILING ADDRESS CITY AND ZIP CODE BRANCH NAME	
PLAINTIFF/PETITIONER: BACKGRID USA, INC., a California corporation DEFENDANT/RESPONDENT: FASHION NOVA, INC.	CASE NUMBER: 2:19-cv-01476
<b>PROOF OF SERVICE OF SUMMONS</b>	Ref No or File No 1683491R

(Separate proof of service is required for each party served.)

1. At the time of service I was at least 18 years of age and not a party to this action.
2. I served copies of:
  - a. ☒ summons
  - b. ☒ complaint
  - c. ☐ Alternative Dispute Resolution (ADR) package
  - d. ☐ Civil Case Cover Sheet (served in complex cases only)
  - e. ☐ cross-complaint
  - f. ☒ other (specify documents): Civil Cover Sheet; Certification and Notice of Interested Parties; Corporate Disclosure Statement; Report on the Filing or Determination of an Action or Appeal Regarding a Copyright; Statement of Consent to Proceed Before a United States Magistrate Judge; Notice to Counsel
3. a. Party served (specify name of party as shown on documents served):  
 Fashion Nova
- b. ☒ Person (other than the party in item 3a) served on behalf of an entity or as an authorized agent (and not a person under item 5b on whom substituted service was made) (specify name and relationship to the party named in item 3a):  
 CT Corporation System, Agent for Service, Received by Carlos Paz, Intake Specialist
4. Address where the party was served:  
 818 West 7th Street, Suite 930, Los Angeles, California 90017
5. I served the party (check proper box)
  - a. ☒ **by personal service.** I personally delivered the documents listed in item 2 to the party or person authorized to receive service of process for the party (1) on (date): 03/05/2019 (2) at (time): 1:00 p.m.
  - b. ☐ **by substituted service.** On (date): at (time): I left the documents listed in item 2 with or in the presence of (name and title or relationship to person indicated in item 3):
    - (1) ☐ (business) a person at least 18 years of age apparently in charge at the office or usual place of business of the person to be served. I informed him or her of the general nature of the papers.
    - (2) ☐ (home) a competent member of the household (at least 18 years of age) at the dwelling house or usual place of abode of the party. I informed him or her of the general nature of the papers.
    - (3) ☐ (physical address unknown) a person at least 18 years of age apparently in charge at the usual mailing address of the person to be served, other than a United States Postal Service post office box. I informed him or her of the general nature of the papers.
    - (4) ☐ I thereafter mailed (by first-class, postage prepaid) copies of the documents to the person to be served at the place where the copies were left (Code Civ. Proc., § 415.20). I mailed the documents on (date): from (city): or ☐ a declaration of mailing is attached.
    - (5) ☐ I attach a declaration of diligence stating actions taken first to attempt personal service.

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PLAINTIFF/PETITIONER: BACKGRID USA, INC., a California corporation	CASE NUMBER
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5. c. ☐ by mail and acknowledgment of receipt of service. I mailed the documents listed in item 2 to the party, to the address shown in item 4, by first-class mail, postage prepaid,
- (1) on (date): (2) from (city):
- (3) ☐ with two copies of the *Notice and Acknowledgment of Receipt* and a postage-paid return envelope addressed to me. (Attach completed *Notice and Acknowledgment of Receipt*.) (Code Civ. Proc., § 415.30.)
- (4) ☐ to an address outside California with return receipt requested. (Code Civ. Proc., § 415.40.)
- d. ☐ by other means (specify means of service and authorizing code section):

☐ Additional page describing service is attached.

6. The "Notice to the Person Served" (on the summons) was completed as follows:

- a. ☐ as an individual defendant.
- b. ☐ as the person sued under the fictitious name of (specify):
- c. ☐ as occupant.
- d. ☒ On behalf of (specify): Fashion Nova, Inc.

under the following Code of Civil Procedure section:

- |   |   |
|---|---|
| <input type="checkbox"/> 416.10 (corporation)                     | <input type="checkbox"/> 415.95 (business organization, form unknown) |
| <input type="checkbox"/> 416.20 (defunct corporation)             | <input type="checkbox"/> 416.60 (minor)                               |
| <input type="checkbox"/> 416.30 (joint stock company/association) | <input type="checkbox"/> 416.70 (ward or conservatee)                 |
| <input type="checkbox"/> 416.40 (association or partnership)      | <input type="checkbox"/> 416.90 (authorized person)                   |
| <input type="checkbox"/> 416.50 (public entity)                   | <input type="checkbox"/> 415.46 (occupant)                            |
|   | <input checked="" type="checkbox"/> other: FCRP 4(h)(1)               |

7. Person who served papers

- a. Name: Daniel Tang, Ace Attorney Service, Inc.
- b. Address: 811 Wilshire Boulevard, Suite 900, Los Angeles, California 90017
- c. Telephone number: (213) 623-3979
- d. The fee for service was: \$
- e. I am:

- (1) ☐ not a registered California process server.
- (2) ☐ exempt from registration under Business and Professions Code section 22350(b).
- (3) ☒ a registered California process server:
- (i) ☐ owner ☒ employee ☐ independent contractor.
- (ii) Registration No.: 7120
- (iii) County: LOS ANGELES

8. ☒ I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

or

9. ☐ I am a California sheriff or marshal and I certify that the foregoing is true and correct.

Date: March 7, 2019

DANIEL TANG

(NAME OF PERSON WHO SERVED PAPERS/SHERIFF OR MARSHAL)



(SIGNATURE)